IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA OF NORTHERN DIVISION

| MYRON S. JAMES, |) | |
|---------------------------|---|--------------------------|
| |) | |
| Plaintiff, |) | |
| V. |) | CASE NO. 2:09-cv-251-TMH |
| |) | WO |
| RICHARD JAMIESON, et al., |) | |
| |) | |
| Defendants. |) | |

ORDER

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

- 1. The plaintiff's objection (Doc. #6) to the Recommendation of the Magistrate Judge filed on April 20, 2009 is overruled;
- 2. The Recommendation of the Magistrate Judge (Doc. #3) filed on March 27, 2009 is adopted;
- 3. This case is DISMISSED without prejudice for plaintiff's failure to pay the full filing fee upon the initiation of this case.

DONE this _ 24th day of April, 2009.

SENIOR UNITED STATES DISTRICT JUDGE